

**In the United States District Court  
For the Southern District Of Georgia  
Waycross Division**

FILED  
Scott L. Poff, Clerk  
United States District Court  
*By staylor at 4:09 pm, Dec 11, 2017*

VICTOR LUCILO VIVERO-RENTERIA,	*
	*
Petitioner,	*
	*
v.	*
	*
TRACY JOHNS,	*
	*
Respondent.	*

**ORDER**

Presently before the Court is the Magistrate Judge's October 26, 2017, Report and Recommendation, dkt. no. 12, to which the parties have not filed any objections. After an independent and *de novo* review of the entire record, the Court **CONCURS** with the Magistrate Judge, and **ADOPTS** the Report and Recommendation as the opinion of the Court. Consequently, the Court **GRANTS** Respondent's Motion to Dismiss, dkt. no. 9, and **DISMISSES** Petitioner's Petition for writ of habeas corpus, filed pursuant to 28 U.S.C. § 2241. Vivero-Renteria's Motion for Certificate of Appealability and "Motion to Re-Open," dkt. nos. 2 & 3, are **DENIED**. Additionally, the Court **DENIES** Petitioner leave to appeal *in forma pauperis*.

The Court **DIRECTS** the Clerk of Court to enter the appropriate judgment of dismissal and to **CLOSE** this case.

**SO ORDERED**, this 11th day of December, 2017.



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HON. LISA GODBEY WOOD, JUDGE  
UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF GEORGIA